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UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/823,524	04/12/2004	Ira Ekhaus	16128-002

CHADBOURNE & PARKE LLP
 30 Rockefeller Plaza
 New York, NY 10112



CONFIRMATION NO. 4871

FORMALITIES LETTER



OC000000013073215

Date Mailed: 06/25/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

08/06/2004 BABRAHA1 00000001 031240 10823524

01 FC:2051 65.00 DA

*A copy of this notice **MUST** be returned with the reply.*

FCW

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)

Applicant(s): Ira Ekhaus

Docket No.

16128-002

Serial No.

10/823,524

Filing Date

April 12, 2004

Examiner

Not Assigned

Group Art Unit

3764

Invention:

ADJUSTABLE EXERCISE BALL



Response to Notice to File Missing Parts
Copy of Notice to File Missing Parts
Executed Declaration with Power of Attorney
Certificate of First Class Mail
Confirmatory postcard

I hereby certify that this

(Identify type of correspondence)

is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 3, 2004
(Date)

Daniel Basov*(Typed or Printed Name of Person Mailing Correspondence)*D. Basov*(Signature of Person Mailing Correspondence)***Note: Each paper must have its own certificate of mailing.**

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.
16128-002

In Re Application Of: **Ira Ekhaus**

Serial No.
10/823,524

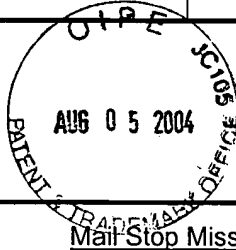
Filing Date
April 12, 2004

Examiner
Not Assigned

Group Art Unit
3764

Invention:

ADJUSTABLE EXERCISE BALL



Mail Stop Missing Parts

TO THE COMMISSIONER FOR PATENTS:

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on
June 25, 2004
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☒ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☐ A properly signed oath or declaration in compliance with 37 CFR 1.63.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☐ _____ verified small entity declaration(s)
 - ☐ is/are attached.
 - ☐ was/were filed on _____
- ☐ A separate request for refund.
- ☒ Other (list):

1. Copy of Notice to File Missing Parts
2. Executed Declaration with Power of Attorney³
3. Certificate of Mailing
4. Confirmatory Postcard

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.
16128-002

In Re Application Of: Ira Ekhaus

Serial No.
10/823,524

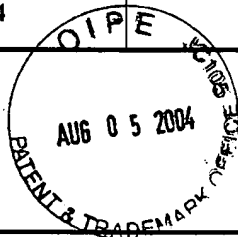
Filing Date
April 12, 2004

Examiner
Not Assigned

Group Art Unit
3764

Invention:

ADJUSTABLE EXERCISE BALL



TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

☒ Completion of application fees as calculated below:

☐ Utility application filing fee

☒ Design application filing fee

\$65.00

☐ Total number of independent claims = _____

☐ Total number of claims = _____

☐ Multiple dependent claims

☐ Surcharge for late payment of filing fee and/or late filing of original declaration or oath

☐ Petition and fee for filing by other than all the inventors or a person not the inventor

☐ Fee for processing an application filed with a non-English language specification

☐ Fee for processing and retention of application

Total completion of application fees \$65.00

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month

☐ Two months

☐ Three months

☐ Four months

☐ Five months

from: _____
Date

until: _____
Date

Total time extension fees _____

Total fees due \$65.00

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.
16128-002

In Re Application Of: Ira Ekhaus

Serial No.
10/823,524

Filing Date
April 12, 2004

Examiner
Not Assigned

Group Art Unit
3764

Invention:

ADJUSTABLE EXERCISE BALL

TO THE COMMISSIONER FOR PATENTS:

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The fee of \$65.00 is to be paid as follows:

- ☐ A check in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 03-1240
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 03-1240

D. Basov

Signature

Dated: August 3, 2004

Daniel; Basov, Reg. No. 42,303
CHADBOURNE & PARKE LLP
30 Rockefeller Plaza
New York, New York 10112
1-212-408-5275

I certify that this document and fee is being deposited
on August 3, 2004 with the U.S. Postal Service as
first class mail under 37 C.F.R. 1.8 and is addressed to the
Commissioner for Patents, P.O. Box 1450, Alexandria, VA
22313-1450.

D. Basov

Signature of Person Mailing Correspondence

Daniel Basov

Typed or Printed Name of Person Mailing Correspondence

cc: